HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 28852 of 1998

Dated 23rd March, 2007

Between

Nuvuru Sameer

…Petitioner

and

The State Convener, Common Entrance Test 1998-99,
Hyderabad, AP, and, anr.

…Respondens.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 28852 of 1998

ORDER:

The petitioner appeared for DIET Common Entrance Test-1998 for admission into Government DIETs and secured rank of 132. The petitioner claims that he belongs to 'Samban' caste, which is notified as Scheduled Caste and the petitioner was issued such caste certificate by the Revenue Divisional Officer on 27-8-1996, which was enclosed to the application. When the respondents insisted the petitioner for latest caste certificate for admission into Government DIETs, he filed this writ petition.

This Court at the stage of admission, by order dated 20-10-1998 directed the respondents to consider the claim of the petitioner for admission into DIET course basing on the caste certificate issued by

the Revenue Divisional Officer dated 27-8-1996 without insisting for latest caste certificate, and, the said interim order continued all along.

Though the Writ Petition is of the year 1998, no counter affidavit is filed on behalf of the respondents.

This Court in the case of *Singiri Sujatha Vs. Government of AP, Social Welfare Department*[1], disapproved the insistence of latest caste certificate when there was a caste certificate issued by the competent authority. As much as interim order granted by this Court as early as on 20-10-1998 continued all along, and, in absence of any counter affidavit, I dispose of the Writ Petition with a direction that if the petitioner was admitted into DIET course pursuant to the interim order of this Court, the respondents shall issue necessary course certificate to the petitioner, after completion of the same, without insisting for the latest caste certificate.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 23-3-2007.
Msnr.

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[1] 1996(1) An.W.R. 381